



Standard & Best
of Oregon LLC

DEPT. OF TRANSPORTATION

02 DEC 17 11:12:55

P.O. Box 2540
Wilsonville, OR 97070-2540
Phone (503) 263-6162
Fax (503) 263-6182



September 17, 2002

FMCSA-2002-14097-1

Chief Safety Officer
Federal Motor Carrier Safety Administration
400 Seventh Street, SW
Washington DC 20590

Re: Northwest Fence Co. USDOT-0815916
N. 7488 Government Way
Coeur d'Alene, ID 83815

Dear Sir or Madam:

I am writing on behalf of Northwest Fence Co. to request an Administrative Review pursuant to Title 49 CFR 385.15(a), of the record of the Compliance Review (CR) completed at Northwest Fence Co.'s terminal April 25, 2002.

While the CR resulted in a "Satisfactory" fitness rating, and any revisions gained as a result of this request will not affect my client's fitness rating, the facts of the final report are not accurate in all regards. Since the final report becomes a matter of record, which may be used in the future in matters legal and regulatory, it is essential that the record be accurate.

The following items that appear on the final report are submitted for review and appropriate action:

1. Item 2 cites the carrier's failure to conduct random alcohol tests at the required annual rates but cites as an example the name of a driver and a date. The example should refer to specific shortfalls of the carrier's random selections and tests instead. **DOO2**

Simply stating a driver's name provides no insight for the carrier or future investigators into the nature and magnitude of the infraction. We request that an appropriate example be provided.

Member Oregon Trucking Associations • OTA Safety Maintenance Council
Commercial Vehicle Safety Alliance ITS Committee • National Association of Transportation Safety Professionals •
Association for Transportation Law, Logistics & Policy

www.standardandbest.com

2. Item 3 cites the carrier's failure to conduct random drug tests at the required annual rates, and similar to the above mention, cites the name of a driver and date. For the same reasons, we request that an appropriate example be provided. D003
3. Item 4 cites the carrier's failure to maintain driver's qualification files in accordance with 391.51(b). Five files were reviewed and four files found to be incomplete. D004

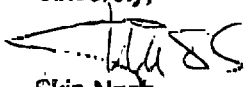
Stephen Berg's file was cited for an example. However, Mr. Berg's was previously cited as an example of an incomplete file during a CR in November 2000. Since he has remained in continuous employment with Northwest Fence Co. since 1996, there was no opportunity to remedy items such as previous employer inquiries. Additionally, following the November 2000 audit, Northwest Fence Co. did maintain driver qualification file records for Mr. Berg. We request that Mr. Berg's name be removed from the report. D006, 007, 008

4. Items 5 and 8 utilize the CR report as the forum to make recommendations to the carrier. The first refers to 395.3(b)(2) as a Federal violation of the 70hr/8 day rule; however, the auditor notes that in all the records examined no violations were found. The latter refers to 396.11(c)(1), a failure to certify that repairs noted on a daily vehicle inspection report have been repaired or do not need repairs. Again, no violations were found in a search of the records. D003

We request that items 5 and 8 be purged from the report since the Recommendations section of the compliance report amply remind the carrier of these requirements.

The supporting documents referenced above are attached for your consideration. If you have any questions, please contact this office at (503) 263-6162.

Sincerely,


Skip Nash
Standard & Best

SN/jm

Cc: Kelly Nelson, Northwest Fence Co.

Enc. Supporting documents

SUPPORTING DOCUMENTS

D001: 2002 Compliance Review Report – Part A

D002: 2002 Compliance Review Report – Page 1

D003: 2002 Compliance Review Report – Page 2

D004: 2002 Compliance Review Report – Page 3

**D005: 2002 Compliance Review Report –
Recommendations**

D006: 2000 Compliance Review Report – Page 1

D007: Berg 2001 Annual Review & Statement


D008: Berg 2001 MVR

D001: 2002 Compliance Review Report – Part A

04/26/2002 09:58 7729548

NORTHWEST FENCE

PAGE 01

UNITED STATES DEPARTMENT OF TRANSPORTATION									
		US DOT # 2918518		LEGAL OPERATING (USA): NORTHWEST FENCE CO INC					
REVIEW TYPE: OR		PHYSICAL ADDRESS: COUNTY: 035		7488 N GOVERNMENT WAY COEUR D'ALENE, ID, 83815					
STATUS: Update		MAILING ADDRESS: COUNTY: 035		7488 N GOVERNMENT WAY COEUR D'ALENE, ID, 83815					
PLACE: Principal Office		FEDERAL TAX ID #: 62-0364483 (EIN)		PHONE: (208)772-3347		TOLL FREE:			
BUSINESS TYPE: Carrier				FAX #: (208)772-3344					
BUSINESS: Corporation				EMAIL:					
OPERATION TYPE		INTERSTATE		INTRASTATE		CMV: 10		TERRITORY: 0	
CARRIER OPERATION:		Non-HM		Non-HM					
SHIPPER OPERATION:		N/A		N/A					
CARRIER CLASSIFICATION: Private/Property		(C)							
CARGO CLASSIFICATION: Building Materials		(C)							
VEHICLE:	TRUCK	TRUCK TRACTOR	TRAILER	HM TANK TRUCK	HM TANK TRAILER	MOTOR COACH	SCHOOL BUS	LIMO	PASS. VAN
OWNED	11		4						
TERM LEASED									
TRM LEASED									
DRIVERS	INTER	INTRA	Avg. Trip Length (Miles):				Does carrier transport placable quantities of HM?		
<100 Miles:			Total Drivers: 13				No		
>= 100 Miles:	7	8	CDL Drivers: 7				No		

Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:

3000 Lehnwiler Lane, Suite 120
Boise, ID 83703
Phone (208)334-1843 Fax (208)334-4501

This report will be used to assess your safety compliance.


PERSONS INTERVIEWED:		(Circle 1-5)		Many PERSONS:	
TITLE/Job		Safety		Accounting	
REPORTED BY:	Dennis Eays		DATE:	04/25/2002	
RECEIVED BY:	Dennis Eays		TITLE:	President	
MCS-150UR CAPRI Version 4.3.5		PART A		Printed 04/26/2002 9:52 PM	

D002: 2002 Compliance Review Report – Page 1

04/26/2002 08:58 7728548

NORTHWEST FENCE

PAGE 02

	COMPLIANCE: NORTHWEST FENCE CO INC		DATE: 04/26/2002	
	REVIEW USDOT: 0815816		PAGE: 1	
PART B:				
1 FEDERAL	PRIMARY: 382.301(a)	NUMBER FOUND 1	NUMBER CHECKED 2	DRIVERS/VEHICLES IN VIOL CHKO 1 2

DESCRIPTION:

Using a driver before the motor carrier has received a negative pre-employment controlled substance test result.

EXAMPLE:

Anthony Krupp, hired 5/1/01. No DOT pre-employment was performed. Driver did not drive a vehicle 28001 Da. GVWR or more until 3/1/02.

2 FEDERAL	PRIMARY: 382.305(p)(1)	NUMBER FOUND 1	NUMBER CHECKED 1	DRIVERS/VEHICLES IN VIOL CHKO 1 1
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DESCRIPTION:

Failing to conduct random alcohol testing at an annual rate of not less than the applicable annual rate of the average number of driver positions.

EXAMPLE:

Robert Plue, 11/1/01

THE EXAMPLE DOESN'T MATCH THE VIOLATION

3 FEDERAL CRITICAL	PRIMARY: 382.308(b)(2)	NUMBER FOUND 2	NUMBER CHECKED 4	DRIVERS/VEHICLES IN VIOL CHKO 2 4
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DESCRIPTION:

Failing to conduct random controlled substances testing at an annual rate of not less than the applicable annual rate of the average number of driver positions.

EXAMPLE:

Robert Plue, 11/1/01. SAME AS ABOVE

4 FEDERAL	PRIMARY: 391.51(p) SECONDARY: 391.51(a)	NUMBER FOUND 4	NUMBER CHECKED 6	DRIVERS/VEHICLES IN VIOL CHKO 4 3
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DESCRIPTION:

Failing to maintain driver qualification file in accordance with 391.51(b).

EXAMPLE:

Stephen Berg, 1/22/02. Incomplete or no employment application, Failing to obtain driver's driving record, Inquiries into employment record not kept in DQ file, Failing to maintain annual review, Failing to list or certificate of violations.

RECEIVED BY: 	TITLE: 
MCS-40002 CAPS Version 4.3.4	
PART B	
Printed: 04/26/02 7:14 AM	


CIT 50
WCT
WCT

D003: 2002 Compliance Review Report – Page 2

04/26/2002 08:58 7728648

NORTHWEST FENCE

PAGE 02

	COMPLIANCE NORTHWEST FENCE CO INC		DATE: 04/26/2002	
	REVIEW USDOT: 0818916		PAGE: 2	
PART B				
6 FEDERAL	PRIMARY: 395.3(b)(2)	NUMBER FOUND 0	NUMBER CHECKED 6	DRIVERS/VEHICLES IN VIOL. CHGD 0 2

DESCRIPTION:

Requiring or permitting driver to drive after having been on duty more than 70 hours in 8 consecutive days.

EXAMPLE:

No violations.

8 STATE	PRIMARY: 385.3(b)(2) CPR Equivalent: 385.3(b)(2)	NUMBER FOUND 1	NUMBER CHECKED 95	DRIVERS/VEHICLES IN VIOL. CHGD 1 2
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DESCRIPTION:

Requiring or permitting driver to drive after having been on duty more than 70 hours in 8 consecutive days.

EXAMPLE:

Date Checked, 12/13-20/01.

7 FEDERAL	PRIMARY: 395.11(c)(1)	NUMBER FOUND 1	NUMBER CHECKED 20	DRIVERS/VEHICLES IN VIOL. CHGD 1 2
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DESCRIPTION:

Failing to certify that repairs were made or were not necessary.

EXAMPLE:

Hendrick Terry, 2/25/02. Vehicle #12.

Slipping clutch — Reporting that signs

was reviewed a child's need repair

STATE	PRIMARY: 395.11(c)(1) CPR Equivalent: 395.11(c)(1)	NUMBER FOUND 0	NUMBER CHECKED 137	DRIVERS/VEHICLES IN VIOL. CHGD 0 5
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DESCRIPTION:

Failing to certify that repairs were made or were not necessary.

EXAMPLE:

No violations.

K. Sum due it, OK.

RECEIVED BY: <i>[Signature]</i>	TITLE: <i>President</i>
MOBILE WORK CAPS WORK 4.3.0	Printed: 04/26/2002 4:13 PM


PART B

D004: 2002 Compliance Review Report – Page 3

04/26/2002 08:58 772548

NORTHWEST FENCE

PAGE 04

	COMPLIANCE NORTHWEST FENCE CO INC		DATE: 04/26/2002	
	REVIEW USDOT: 0816916		PAGE: 3	
PART B				
9 FEDERAL	PRIMARY: 398.17(a)	NUMBER FOUND 1	NUMBER CHECKED 5	DRIVER/VEHICLES IN VIOL CHKS 1 0

DESCRIPTION:

Using a commercial motor vehicle not periodically inspected.

EXAMPLE:

Vehicle #5, 1/22/02

SAFETY FITNESS RATING INFORMATION:

Total Miles Operated:	83,071
Recordable Crashes	0
Recordable Crashes / Million Miles:	0.000

OOB Vehicles (OR) :	0
# of Vehicles Inspected (CR) :	0
OOB Vehicles (MCMIS) :	0
# of Vehicles Inspected (MCMIS) :	0

Your proposed safety rating is

SATISFACTORY

RATING FACTORS		# OF POINTS	
		ACUTE	CRITICAL
Factor 1:	S	0	0
Factor 2:	C	0	1
Factor 3:	S	0	0
Factor 4:	S	0	0
Factor 5:	N	0	0
Factor 6:	S	-	-


This compliance review has been conducted to determine overall compliance with the Federal Motor Carrier Safety Regulations (FMCSR) and the Federal Hazardous Material Regulations (FMR).

The results of this review indicate that your operations do have adequate safety management controls in place to ensure compliance with the Federal safety fitness standards outlined within 49 CFR 385.5 and 385.7.

Please review Part B to this report and assure that you take sufficient corrective action for any violations (deficiencies) identified. Corrective action must be taken for any violation listed in Part B to this report.

RECEIVED BY: 	TITLE: 
MCS-101CR OAPIS Version 4.2.8	PART B Printed: 04/26/2002 8:12 PM

D005: 2002 Compliance Review Report – Recommendations

	COMPLIANCE NORTHWEST FENCE CO INC	DATE: 04/25/2002
	REVIEW USDOT: 0815916	PAGE: 1

Requirements and/or Recommendations

1. Ensure all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file for each driver documenting the qualification process.
2. ✓ Ensure all drivers subject to pre-employment, random, reasonable cause, post accident, return to duty, and/or follow-up controlled substance testing are tested as required by Part 382 of the FMCSR.
3. ✓ Review the circumstances under which a CDL is required. CDL and drug testing rules apply to both interstate commerce and intrastate commerce.
4. ✓ Employers are responsible for the compliance of their officers, employees, agents, consortia, and/or contractors with the requirements of 49 CFR Part 40.
5. Review the new regulations on Parts 382 and Part 40 that became effective on 1 August 2001. This includes new requirements such as assigning a Designated Employee Representative (DER), shutdown procedures, formats of results from the MRO and other new requirements.
6. ✓ Do not allow employees to perform safety sensitive duties until you have received the results of their pre-employment controlled substance test.
7. ✓ Establish a system to control drivers' hours of service. Do not dispatch drivers who don't have adequate hours available to complete assigned trips legally. Do not allow drivers to exceed the 10, 15 and 60/70 hour limits.
8. ✓ Ensure all drivers have proper Commercial Driver's Licenses for each class of vehicle driven, as well as applicable endorsements for double/triple trailer, passenger, tank vehicle and/or hazardous material operation.
9. ✓ If you want some of your drivers to use the 100 air-mile radius exemption, make sure that the drivers meet all terms of the exemption, including being released from duty no more than 12 hours from when they report for duty. Logs must be prepared if a driver does not meet the 12 hour requirement.
10. Keep all driver vehicle inspection reports, signed, certified and reviewed as required, on file for at least 90 days.
11. ✓ Ensure all vehicles are periodically inspected per Part 396.17.
12. This review will result in a Safety Rating.
13. Within 15 days, send a letter to our office describing what actions you have taken in response to this review to ensure you are complying with the Federal Motor Carrier Safety Regulations.
14. If you have any questions concerning this report, please contact the Federal Motor Carrier Safety Administration, 8050 Lake Harbor Lane, Ste. 128, Boise, ID 83703. Phone (208)334-1842.

RECEIVED BY: <u>[Signature]</u>	TITLE: <u>President</u>
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DOC-15100N DAPU Version 4.3.5

PART B - RECOMMENDATIONS

Printed: 04/24/2002

4:44 PM

D006: 2000 Compliance Review Report – Page 1

	COMPLIANCE NORTHWEST FENCE CO INC		DATE: 11/10/2000	
	REVIEW USDOT: 0815918		PAGE: 1	
PART B				
1 FEDERAL	PRIMARY: 382.501(a)	NUMBER FOUND 1	NUMBER CHECKED 1	DRIVERS/VEHICLES IN VIOL CHKD 1 1

DESCRIPTION:

Using a driver before the motor carrier has received a negative pre-employment controlled substance test result.

EXAMPLE:

Driver D. Russell, hire date 7/28/00, trip date 10/30/00, first test date 11/7/00.

2 FEDERAL	PRIMARY: 391.21(a)	NUMBER FOUND 4	NUMBER CHECKED 4	DRIVERS/VEHICLES IN VIOL CHKD 4 4
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DESCRIPTION:

Using a driver who has not completed and furnished an employment application.

EXAMPLE:

Company application missing type of equipment driving experience, traffic and accident history.
Driver T. Smith, trip date 7/19/00.

3 STATE	PRIMARY: 391.21(a) CFR Equivalent: 391.21(a)	NUMBER FOUND 1	NUMBER CHECKED 1	DRIVERS/VEHICLES IN VIOL CHKD 1 1
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DESCRIPTION:

Using a driver who has not completed and furnished an employment application.

EXAMPLE:

Company application missing type of equipment driving experience, traffic and accident history.
Driver S. Berg, trip date 8/8/00.

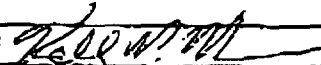
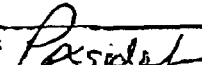
4 FEDERAL	PRIMARY: 391.22(c)	NUMBER FOUND 2	NUMBER CHECKED 2	DRIVERS/VEHICLES IN VIOL CHKD 2 2
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DESCRIPTION:

Failing to investigate driver's background within 30 days of employment.

EXAMPLE:

Driver R. Cochran, hire date 8/7/00, trip date 10/30/00.

RECEIVED BY: 	TITLE: 
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MCS-151/CR CAPPS Version 4.2

PART B

Printed: 11/10/2000 5:10 PM

D007: Berg 2001 Annual Review & Statement

05/03/2002 14:49 7728548

NORTHWEST FENCE

PAGE 13

Stephen Berg

Annual Review of Driving Record & Driver's Certification

YEARLY

6

Part 391.25 requires the motor carrier to make an inquiry into the driving record of each driver it employs at least once every 12 months. In addition, Part 391.27 requires each driver to prepare a list at least once every 12 months of all violations of motor vehicle traffic laws and ordinances (other than parking violations).

Driver's Certification

To be completed by driver

I certify that the following is a true and complete list of traffic violations (other than parking violations) for which I have been convicted or forfeited bond or collateral during the past 12 months.

Date of Conviction	Offense	Location City, State	Type of Motor Operated
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

If no violations are listed above, I certify that I have not been convicted or forfeited bond or collateral on account of any violation required to be listed during the past 12 months.

10-2-01

(Date of certification)

[Signature]

(Driver's signature)

Annual Review of Driving Record

To be completed by motor carrier

391.25(b)(2) The motor carrier must consider the driver's accident record and any evidence that the driver has violated laws governing the operation of motor vehicles, and must give great weight to violations, such as speeding, reckless driving, and operating while under the influence of alcohol or drugs, that indicate that the driver has exhibited a disregard for the safety of the public. Reconsidering, A copy of the driver's certification and the supervisor's review must be maintained in the driver's qualification file for a period of 3 years following the date of completion.

A careful review of the driver's record has been made in accordance with Part 391.25 and he/she has been found to: ☐ meet the minimum requirements for safe driving ☐ not meet the minimum requirements of safe driving ☐ be disqualified to drive a commercial motor vehicle pursuant to Part 391.15.

[Signature]
(Reviewed by: Signature)

operations manager
(Title)

10/2/01
(Date)

Northwest Fence Company - 7488 North Government Way, Coeur d'Alene, ID 83815

D008: Berg 2001 MVR

05/03/2002 14:48 7726548

NORTHWEST FENCE

PAGE 14



90022-09

(208) 334-8726

REQUESTED BY: NORTHWEST FENCE CO INC

PAGE 1

7486 N GOVERNMENT WY
COEUR D'ALENE ID 83815

DRIVER LICENSE RECORD

10/31/2001

FOR:
MEND, STEPHEN JEREMY

LICENSE NO: PW207303H
BIRTH DATE: 03/18/1977
ISSUED: 03/26/2001
EXPIRES: 03/18/2005

ISSUE TYPE: DL
CLASS: A
CDL STATUS: VALID
CDL STATUS: VALID
DRY TRAIN: YES

PO BOX 402
PINEHURST

ID 83850

RETR: NONE

TYPE	DATE	DESC	CLS	DOC #
CEN	11/12/98	BASIC RULE	LOC:KOOTENAI	
CONV	12/07/98	GLTF PTS:3	CRT:COEUR D'ALENE	6151STAR6352
ORD	INFE			

12 MONTH POINTS: 0 24 MONTH POINTS: 0 36 MONTH POINTS: 3

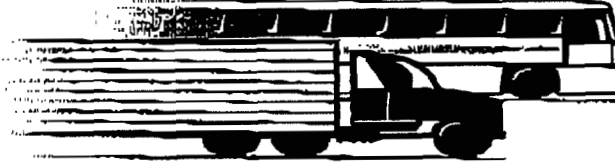
POINTS ASSESSED ARE FOR DEPARTMENTAL USE ONLY, IN DETERMINING SUSPENSIONS
FOR POINTS OR HABITUAL VIOLATIONS.

END OF 3 YEAR RECORD

SECTION 49-203 IDAHO CODE PROHIBITS THE RELEASE OF PERSONAL INFORMATION
CONTAINED IN DRIVER LICENSE RECORDS TO UNAUTHORIZED PARTIES, WITHOUT THE
EXPRESS WRITTEN CONSENT OF THE INDIVIDUAL THE INFORMATION PERTAINS TO.
AS AN AUTHORIZED REQUESTOR YOU MAY RECEIVE THIS INFORMATION BUT YOU MAY
NOT RE-RELEASE OR RE-SELL IT.

(B)

U.S. Department of Transportation



F M C S A
Federal Motor Carrier Safety Administration


3200 N. Lake Harbor Lane, Suite 161
Boise, ID 83703
Tel: 208-334-1842
Fax: 208-334-1046

FAX TRANSMISSION COVER SHEET

Date: 12/03/2002
To: Lorraine Ehret
Fax: 415-744-2665
Re: Northwest Fence
Sender: Richard York

Comments: Sorry forgot the CR.
Rich

UNITED STATES DEPARTMENT OF TRANSPORTATION

	US DOT #: 0815916	LEGAL: NORTHWEST FENCE CO INC	
	REVIEW TYPE: CR	OPERATING (DBA):	
STATUS: Update	PLACE: Principal Office	PHYSICAL ADDRESS: 7488 N GOVERNMENT WAY	
CENSUS TYPE: Carrier	BUSINESS: Corporation	COUNTY: 055 COEUR D' ALENE, ID, 83816	
		MAILING ADDRESS: 7488 N GOVERNMENT WAY	
		COUNTY: 055 COEUR D' ALENE, ID, 83815	
		ICC #:	PHONE: (208)772-8547 TOLL FREE:
		FEDERAL TAX ID #:	FAX #: (208)772-8548
		82-0354663 (EIN)	E-MAIL:
OPERATION TYPE		INTERSTATE	INTRASTATE
CARRIER OPERATION:		Non-HM	Non-HM
SHIPPER OPERATION:		N/A	N/A

CARRIER CLASSIFICATION: (C)
Private(Property)CARGO CLASSIFICATION: (G)
Building Materials

EQUIPMENT:	TRUCK	TRUCK TRACTOR	TRAILER	HM TANK TRUCK	HM TANK TRAILER	MOTOR COACH	SCHOOL BUS	LIMO	PASS. VAN
OWNED	11		4						
TERM LEASED									
TRIP LEASED									
DRIVERS:	INTER	INTRA	Avg. Trip Leased Drivers/Mo.:				Does carrier transport placardable quantities of HM?		
<100 Miles:			Total Drivers: 13				No		
>= 100 Miles:	7	6	CDL Drivers: 7						

Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:


3050 Lakeharbor Lane, Suite 126

Boise, ID 83703

Phone: (208)334-1842 Fax: (208)334-1691

This report will be used to assess your safety compliance.

PERSON(S) INTERVIEWED:	Kevin Mills	Missy Nungesser
TITLE(S):	Safety	Accounting
REPORTED BY:	<i>Donna Bays</i>	<i>Special Agent</i>
RECEIVED BY:	<i>Kelly M</i>	<i>President</i>
CODE:	US0755	DATE: 04/25/2002
TITLE:		

	COMPLIANCE NORTHWEST FENCE CO INC	DATE: 04/25/2002
	REVIEW USDOT: 0815916	PAGE: 1

PART B

1 FEDERAL	PRIMARY: 382.301(a)	NUMBER FOUND 1	NUMBER CHECKED 2	DRIVERS/VEHICLES IN VIOL 1	CHKD 2
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DESCRIPTION:

Using a driver before the motor carrier has received a negative pre-employment controlled substance test result.

EXAMPLE:

Anthony Knapp, hired 5/1/01. No DOT pre-employment was performed. Driver did not drive a vehicle 26001 lbs. GVWR or more until 3/1/02.

2 FEDERAL	PRIMARY: 382.305(b)(1)	NUMBER FOUND 1	NUMBER CHECKED 1	DRIVERS/VEHICLES IN VIOL 1	CHKD 1
--------------	------------------------	----------------------	------------------------	----------------------------------	-----------

DESCRIPTION:

Failing to conduct random alcohol testing at an annual rate of not less than the applicable annual rate of the average number of driver positions.

EXAMPLE:

Robert Plue, 11/1/01

3 FEDERAL CRITICAL	PRIMARY: 382.305(b)(2)	NUMBER FOUND 2	NUMBER CHECKED 4	DRIVERS/VEHICLES IN VIOL 2	CHKD 4
--------------------------	------------------------	----------------------	------------------------	----------------------------------	-----------

DESCRIPTION:

Failing to conduct random controlled substances testing at an annual rate of not less than the applicable annual rate of the average number of driver positions.

EXAMPLE:

Robert Plue, 11/1/01.

4 FEDERAL	PRIMARY: 391.51(b) SECONDARY: 391.51(a)	NUMBER FOUND 4	NUMBER CHECKED 5	DRIVERS/VEHICLES IN VIOL 4	CHKD 5
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DESCRIPTION:

Failing to maintain driver qualification file in accordance with 391.51(b).

EXAMPLE:

Stephen Berg, 1/29/02. Incomplete or no employment application, Failing to obtain driver's driving record, Inquiries into employment record not kept in DQ file, Failing to maintain annual review, Failing to list or certificate of violations.

RECEIVED BY: 	TITLE: <i>President</i>
--	-------------------------

	COMPLIANCE NORTHWEST FENCE CO INC	DATE: 04/25/2002
	REVIEW USDOT: 0815916	PAGE: 2

PART B

5 FEDERAL	PRIMARY: 395.3(b)(2)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES	
				IN VIOL	CHKD
		0	6	0	2

DESCRIPTION:

Requiring or permitting driver to drive after having been on duty more than 70 hours in 8 consecutive days.

EXAMPLE:

No violations

6 STATE	PRIMARY: 395.3(b)(2)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES	
				IN VIOL	CHKD
	CFR Equivalent: 395.3(b)(2)	1	96	1	5

DESCRIPTION:

Requiring or permitting driver to drive after having been on duty more than 70 hours in 8 consecutive days.

EXAMPLE:

Dale Goebel, 12/13-20/01.

7 FEDERAL	PRIMARY: 396.11(c)(1)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES	
				IN VIOL	CHKD
		1	20	1	2

DESCRIPTION:

Failing to certify that repairs were made or were not necessary.

EXAMPLE:

Hendrick Tenty, 2/25/02. Vehicle #12.


8 STATE	PRIMARY: 396.11(c)(1)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES	
				IN VIOL	CHKD
	CFR Equivalent: 396.11(c)(1)	0	131	0	5


DESCRIPTION:

Failing to certify that repairs were made or were not necessary.

EXAMPLE:

No violations

RECEIVED BY: 	TITLE: President
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	COMPLIANCE NORTHWEST FENCE CO INC	DATE: 04/25/2002
	REVIEW USDOT: 0815916	PAGE: 3

PART B

9 FEDERAL	PRIMARY: 395.17(a)	NUMBER FOUND 1	NUMBER CHECKED 5	DRIVERS/VEHICLES IN VIOL 1	CHKD 5
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DESCRIPTION:

Using a commercial motor vehicle not periodically inspected.

EXAMPLE:

Vehicle #5, 1/22/02.

SAFETY FITNESS RATING INFORMATION:		OOS Vehicles (CR) :	0
Total Miles Operated:	83,071	# of Vehicles Inspected (CR) :	0
Recordable Crashes	0	OOS Vehicles (MCMIS) :	0
Recordable Crashes / Million Miles:	0.000	# of Vehicles Inspected (MCMIS) :	0

Your proposed safety rating is


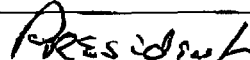
SATISFACTORY

RATING FACTORS		# OF POINTS	
		ACUTE	CRITICAL
Factor 1:	S	0	0
Factor 2:	C	0	1
Factor 3:	S	0	0
Factor 4:	S	0	0
Factor 5:	N	0	0
Factor 6:	S	-	-

This compliance review has been conducted to determine overall compliance with the Federal Motor Carrier Safety Regulations (FMCSR) and the Federal Hazardous Material Regulations (HMR).

The results of this review indicate that your operations do have adequate safety management controls in place to ensure compliance with the Federal safety fitness standards outlined within 49 CFR 385.5 and 385.7.

Please review Part B to this report and assure that you take sufficient corrective action for any violations (deficiencies) identified. Corrective action must be taken for any violation listed in Part B to this report.

RECEIVED BY: 	TITLE: 
--	---

	NORTHWEST FENCE CO INC	Date: 04/25/2002
	USDOT: 0815916 State #:	Page No: 1
Safety Fitness Rating Report		

This report lists the facts which were used to determine the Safety Fitness Rating for the above motor carrier. A check mark identifies the range within which the data fell when determining the Safety Fitness Rating. All information within a FACTOR block relates only to that FACTOR.

FACTOR 1	General (CFR Parts 387, 390)	✓ 0 Point = Satisfactory
VIOLATIONS AFFECTING RATING	POINTS	1 Point = Conditional
NONE	TOTAL POINTS: 0 =	>1 Point = Unsatisfactory
SATISFACTORY		

FACTOR 2	Driver Qualification (CFR Parts 382, 383, 391)	0 Point = Satisfactory
VIOLATIONS AFFECTING RATING	POINTS	✓ 1 Point = Conditional
F 382.305(b)(2)	1 (C)	>1 Point = Unsatisfactory
TOTAL POINTS: 1 =		
CONDITIONAL		

FACTOR 3	Operational/Driving (CFR Parts 392, 395)	✓ 0 Point = Satisfactory
VIOLATIONS AFFECTING RATING	POINTS	1 Point = Conditional
NONE	TOTAL POINTS: 0 =	>1 Point = Unsatisfactory
SATISFACTORY		

FACTOR 4	Vehicle/Maintenance (CFR Parts 393, 396, Performance Data (OOS%))	
VIOLATIONS AFFECTING RATING	POINTS	Fewer than 3 inspections
NONE	TOTAL POINTS: 0 =	SATISFACTORY (see chart)

Fewer than 3 Inspections	3 or more Inspections	
Rate same as other Regulatory Factors 1, 2, and 3 ✓ 0 Point = Satisfactory 1 Point = Conditional >1 Point = Unsatisfactory	OOS Less than 34%	OOS 34% or Higher
	Satisfactory	Conditional
	Conditional	Unsatisfactory
	If a pattern of Non-Compliance with a Critical or an Acute Violation	If a pattern of Non-Compliance with a Critical or an Acute Violation

FACTOR 5	Hazardous Material (CFR Parts 397, 171, 177, 180)
Not Applicable - Not a carrier of Hazardous Material	

FACTOR 6	Crash (Recordable Crash Rate)
$((\text{Recordable Crashes}) \times (1 \text{ million})) \div (\text{Total Miles}) = \text{Rate}$	
$(0 \times 1,000,000) \div 83,071 = 0.000 = \text{SATISFACTORY}$	
CRASH RATE	FACTOR RATING
✓ 0.000 - 1.500 =	Satisfactory
>1.500 =	Unsatisfactory

RECEIVED BY: Yves M. MelTITLE: President

CAPRI Version 4.3.6

Printed 04/24/2002 6:15 PM



NORTHWEST FENCE CO INC

USDOT: 0815916

State #:

Date: 04/25/2002

Page No: 2

Safety Fitness Rating Report

OVERALL SAFETY FITNESS RATING:

Number of Factors (1-6) shown above as less than satisfactory

Unsatisfactory

Conditional

0

1

=

SATISFACTORY

FORMULA TO CALCULATE THE OVERALL SAFETY FITNESS RATING

Number of Factors

Unsatisfactory

Conditional

OVERALL RATING

0

2 or fewer

Satisfactory

0

3 or more

Conditional

1

2 or fewer

Conditional

1

3 or more

Unsatisfactory

2

0 or more

Unsatisfactory

RECEIVED BY:


[Signature]

TITLE:

President


CAPRI Version 4.3.6

Printed 04/24/2002 8:15 PM

	COMPLIANCE NORTHWEST FENCE CO INC	DATE: 04/25/2002
	REVIEW USDOT: 0815918	PAGE: 1
Requirements and/or Recommendations		

- 1 Ensure all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file for each driver documenting the qualification process.
- 2 Ensure all drivers subject to pre-employment, random, reasonable cause, post accident, return to duty, and/or follow-up controlled substance testing are tested as required by Part 382 of the FMCSR.
- 3 Review the circumstances under which a CDL is required. CDL and drug testing rules apply to both interstate commerce and intrastate commerce.
- 4 Employers are responsible for the compliance of their officers, employees, agents, consortia, and/or contractors with the requirements of 49 CFR Part 40.
- 5 Review the new regulations on Parts 382 and Part 40 that became effective on 1 August 2001. This includes new requirements such as assigning a Designated Employee Representative (DER), standown procedures, formats of results from the MRO and other new requirements.
- 6 Do not allow employees to perform safety sensitive duties until you have received the results of their pre-employment controlled substance test.
- 7 Establish a system to control drivers' hours of service. Do not dispatch drivers who don't have adequate hours available to complete assigned trips legally. Do not allow drivers to exceed the 10, 15 and 60/70 hour limits.
- 8 Ensure all drivers have proper Commercial Driver's Licenses for each class of vehicle driven, as well as applicable endorsements for double/triple trailer, passenger, tank vehicle and/or hazardous material operation.
- 9 If you want some of your drivers to use the 100 air-mile radius exemption, make sure that the drivers meet all terms of the exemption, including being released from duty no more than 12 hours from when they report for duty. Logs must be prepared if a driver does not meet the 12 hour requirement.
- 10 Keep all driver vehicle inspection reports, signed, certified and reviewed as required, on file for at least 90 days.
- 11 Ensure all vehicles are periodically inspected per Part 396.17.
- 12 This review will result in a Safety Rating.
- 13 Within 15 days, send a letter to our office describing what actions you have taken in response to this review to ensure you are complying with the Federal Motor Carrier Safety Regulations.
- 14 If you have any questions concerning this report, please contact the Federal Motor Carrier Safety Administration, 3050 Lake Harbor Lane, Ste. 126, Boise, ID 83703. Phone (208)334-1842.

RECEIVED BY: 	TITLE: 
MCS-151/CR CAPRI Version 4.3.8	
PART B - RECOMMENDATIONS	
Printed: 04/24/2002 8:14 PM	

	INTRA-AGENCY NORTHWEST FENCE CO INC	DATE: 04/25/2002
	MEMORANDUM USDOT: 0815918	PAGE: 1
PART C		

Reason for Review: Priority List SafeStat Category = B

Planned Action: Compliance Monitoring

Parts Reviewed Certification (C = Reviewed, N = Not Reviewed)

325	382	383	387	390	391	382	393	395	396	397	398	399	171	172	173	177	178	180
N	C	C	C	C	C	C	C	C	C	N	N	N	N	N	N	N	N	N

Prior Reviews	Prosecutions	Followup	Special Studies
11/10/2000		Federal	1)

Locator 1: NORTHWESTFENCECOI Locator 2: NWFENCECOINCORPOR

Gross Revenue: \$2,718,991 For Year Ending:12/31/2001

Unsat/Unfit Information

Does Passenger Vehicle transport more than 15 passengers, including driver?

Does carrier transport placardable quantities of HM?

Unsat/Unfit Rule: 4. 60-Day - no Interstate Passengers or Placardable HM

Remarks:

General Comments: The motor carrier is an intrastate/interstate carrier with contract fencing. They have straight vehicles at 26000 lbs or less but use trailers that are 10000 or more lbs gvwr, which makes their vehicles 26001 combination weight. They have a Northwest Fence Company in Spokane, WA, but this company is wholly owned and has different corporate structure.

Insurance: No MCS-90 required. Private Carrier


Accidents: No DOT recordable accidents in the past 365 days.

Drug and Alcohol: 22 drivers in the past 365 days. Carrier has some drivers that would not operate vehicles that are over the 26001 lbs GVWR that were hired in the last 365 days. For pre-employment sampling there was one driver hired in the past 365 days. Sampled one. Driver used an Non-DOT test.

Explained the rules of DOT testing versus Non Dot. This company typically hires employees that will eventually become a driver for them. It was explained that they need to determine who will tested for DOT testing. Annual summaries/semi(quarterly) summaries for Testing. Bensinger Dupont & Associates/BDA, 505 N. Argonne Road Ste B 206, Spokane, WA 99214. Carrier is changing to Work Safe consortium. Carrier did not meet the random controlled testing for the year 2001, and did not do any random alcohol testing. There was a problem with the consortium that they previously had. They quit business and left the carrier without notification. Reasonable suspicion Kevin Mills and Kelly Nelson has attended.

Driver Qualification Files: 13 drivers, sampled 5. Files looked good, some misc. documents missing in some.

Hours of Service: 13 drivers, sampled 5, 150 logs/time cards. During the last six months there were very few Interstate trips that required logbooks. Mostly time cards were used. Used payroll and fuel receipts/reports for any

	INTRA-AGENCY NORTHWEST FENCE CO INC	DATE: 04/25/2002
	MEMORANDUM USDOT: 0815916	PAGE: 2
PART C		

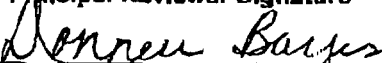
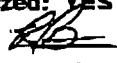
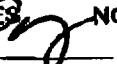
false verification of false logs. Did not meet sampling for false due to the nature of the business and limited documents used during the slow season for days on duty.

HAZMAT: Not applicable


CDLIS: All drivers were current

Vehicle Maintenance: 11 vehicles, sampled 5. All the vehicles are 26000 lbs or less. However, they do sometimes ~~have~~ a trailer that is over 10000 lbs. The carrier uses garages around town for their periodic inspections. One truck was missed in the last year. They have a systematic maintenance program in effect.

Carrier was cooperative during the review and is determined to comply with the regulations. This carrier is seasonal and this should be taken in consideration if a new review is required.

Principal Reviewer Signature 	Code No. US0755	Upload Authorized: YES NO Authorized by:  Date: 4/29/02
Assistant Reviewer Signature	Code No.	Uploaded: YES NO Verified by:  Failure Code: Date: 4-29-02

UNITED STATES DEPARTMENT OF TRANSPORTATION

	US DOT #: 0815916	LEGAL: NORTHWEST FENCE CO INC OPERATING (DBA): PHYSICAL ADDRESS: 7488 N GOVERNMENT WAY COUNTY: 055 COEUR D' ALENE, ID, 83815 MAILING ADDRESS: 7488 N GOVERNMENT WAY COUNTY: 055 COEUR D' ALENE, ID, 83815							
	REVIEW TYPE: CR STATUS: Update PLACE: Principal Office CENSUS TYPE: Carrier BUSINESS: Corporation	ICC #: FEDERAL TAX ID #: 82-0354663 (EIN)	PHONE: (208)772-8547 FAX #: (208)772-8548 E-MAIL:		TOLL FREE:				
OPERATION TYPE CARRIER OPERATION: SHIPPER OPERATION:		INTERSTATE Non-HM N/A	INTRASTATE Non-HM N/A	OIC: 16		TERRITORY:			
CARRIER CLASSIFICATION: (C) Private(Property)									
CARGO CLASSIFICATION: (G, DD) Building Materials; Other: FENCING									
EQUIPMENT:	TRUCK	TRUCK TRACTOR	TRAILER	HM TANK TRUCK	HM TANK TRAILER	MOTOR COACH	SCHOOL BUS	LIMO	PASS. VAN
OWNED	7		3						
TERM LEASED									
TRIP LEASED									
DRIVERS:	INTER	INTRA	Avg. Trip Leased Drivers/Mo.:				Does carrier transport placardable quantities of HM?		
<100 Miles:	4	6	Total Drivers: 14				No		
>= 100 Miles:	4		CDL Drivers: 4						

Questions about this report or the Federal Motor Carrier Safety or Hazardous Materials regulations may be addressed to the Federal Motor Carrier Safety Administration at:


3060 Lakeharbor Lane, Suite 126

Boise, ID 83703

Phone: (208)334-1842 Fax:(208)334-1691

This report will be used to assess your safety compliance.

PERSON(S) INTERVIEWED:	MATT FOUST	KEVIN MILLS
TITLE(S):	CONTROLLER	Operations Mgr.
REPORTED BY:	<i>Richard D. Bunkley</i>	TITLE: S. J.
RECEIVED BY:	<i>Richard D. Bunkley</i>	TITLE: President

	COMPLIANCE NORTHWEST FENCE CO INC	DATE: 11/10/2000
	REVIEW USDOT: 0815916	PAGE: 1

PART B

1 FEDERAL	PRIMARY: 382.301(a)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES	
				IN VIOL	CHKD
		1	1	1	1

DESCRIPTION:

Using a driver before the motor carrier has received a negative pre-employment controlled substance test result.

EXAMPLE:

Driver D. Russell, hire date 7/26/00, trip date 10/30/00, first test date 11/7/00.

2 FEDERAL	PRIMARY: 391.21(a)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES	
				IN VIOL	CHKD
		4	4	4	4

DESCRIPTION:

Using a driver who has not completed and furnished an employment application.

EXAMPLE:

Company application missing type of equipment driving experience, traffic and accident history.
Driver T. Smith, trip date 7/19/00.

3 STATE	PRIMARY: 391.21(a)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES	
	CFR Equivalent: 391.21(a)			IN VIOL	CHKD
		1	1	1	1

DESCRIPTION:

Using a driver who has not completed and furnished an employment application.

EXAMPLE:

Company application missing type of equipment driving experience, traffic and accident history.
Driver S. Berg, trip date 8/9/00.

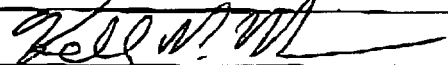
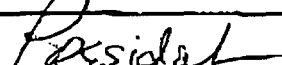
4 FEDERAL	PRIMARY: 391.23(c)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES	
				IN VIOL	CHKD
		2	2	2	2


DESCRIPTION:

Failing to investigate driver's background within 30 days of employment.

EXAMPLE:

Driver R. Cochran, hire date 6/7/00, trip date 10/30/00.

RECEIVED BY: 	TITLE: 
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	COMPLIANCE NORTHWEST FENCE CO INC	DATE: 11/10/2000			
	REVIEW USDOT: 0815916	PAGE: 2			
PART B					
5 FEDERAL	PRIMARY: 391.45(b)(1) SECONDARY: 391.11(a)	NUMBER FOUND 1	NUMBER CHECKED 4	DRIVERS/VEHICLES IN VIOL CHKD 1 4	

DESCRIPTION:

Using a driver not medically examined and certified during the preceding 24 months.

EXAMPLE:

Driver D. Goebel, trip date 8/2/00, medical expiration 5/12/00.

6 STATE	PRIMARY: 391.45(b)(1) SECONDARY: 391.11(a) CFR Equivalent: 391.45(b)(1)	NUMBER FOUND 0	NUMBER CHECKED 1	DRIVERS/VEHICLES IN VIOL CHKD 0 1	
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DESCRIPTION:

Using a driver not medically examined and certified during the preceding 24 months.

EXAMPLE:

No intra-state violations.

7 FEDERAL	PRIMARY: 395.3(b)(1)	NUMBER FOUND 0	NUMBER CHECKED 7	DRIVERS/VEHICLES IN VIOL CHKD 0 3	
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DESCRIPTION:

Requiring or permitting driver to drive after having been on duty more than 60 hours in 7 consecutive days.

EXAMPLE:

No inter-state violations.

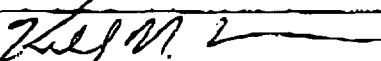
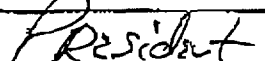
8 STATE	PRIMARY: 395.3(b)(1) CFR Equivalent: 395.3(b)(1)	NUMBER FOUND 3	NUMBER CHECKED 109	DRIVERS/VEHICLES IN VIOL CHKD 1 2	
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DESCRIPTION:

Requiring or permitting driver to drive after having been on duty more than 60 hours in 7 consecutive days.

EXAMPLE:

Driver T. Smith, 7/6-12/00.

RECEIVED BY: 	TITLE: 
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	COMPLIANCE NORTHWEST FENCE CO INC	DATE: 11/10/2000
	REVIEW USDOT: 0815916	PAGE: 3

PART B

9 FEDERAL	PRIMARY: 396.9(d)(3)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES IN VIOL	CHKD
		1	3	1	3

DESCRIPTION:

Failing to maintain completed inspection form for 12 months from the date of inspection at the carrier's principal place of business.

EXAMPLE:

Driver G. Kenoyer, WA inspection 5/2/00.

10 STATE	PRIMARY: 396.9(d)(3)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES IN VIOL	CHKD
	CFR Equivalent: 396.9(d)(3)	1	2	1	2

DESCRIPTION:

Failing to maintain completed inspection form for 12 months from the date of inspection at the carrier's principal place of business.

EXAMPLE:

Driver S. Berg, Idaho Inspection 8/1/00.

11 FEDERAL CRITICAL	PRIMARY: 398.11(a)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES IN VIOL	CHKD
		0	7	0	4

DESCRIPTION:

Failing to require driver to prepare driver vehicle inspection report.

EXAMPLE:

No inter-state violations.

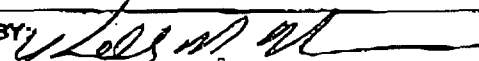
12 STATE CRITICAL	PRIMARY: 398.11(a)	NUMBER FOUND	NUMBER CHECKED	DRIVERS/VEHICLES IN VIOL	CHKD
	CFR Equivalent: 398.11(a)	98	98	5	5


DESCRIPTION:

Failing to require driver to prepare driver vehicle inspection report.

EXAMPLE:

Driver S. Berg, trip date 8/10/00.

RECEIVED BY: 	TITLE: President
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	COMPLIANCE NORTHWEST FENCE CO INC	DATE: 11/10/2000
	REVIEW USDOT: 0815916	PAGE: 4

PART B

SAFETY FITNESS RATING INFORMATION:

Total Miles Operated: 60,000
 Recordable Crashes: 0
 Recordable Crashes / Million Miles: 0.000

OOS Vehicles (CR): 0
 # of Vehicles Inspected (CR): 0
 OOS Vehicles (MCMIS): 1
 # of Vehicles Inspected (MCMIS): 3


Your proposed safety rating is

SATISFACTORY

RATING FACTORS	# OF POINTS	
	ACUTE	CRITICAL
Factor 1: S	0	0
Factor 2: S	0	0
Factor 3: S	0	0
Factor 4: C	0	1
Factor 5: N	0	0
Factor 6: S	-	-

Corrective actions must be taken for any violations (deficiencies) identified on Part B of this report.


RECEIVED BY: 	TITLE: President
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	COMPLIANCE	NORTHWEST FENCE CO INC	DATE: 11/10/2000
	REVIEW	USDOT: 0815916	PAGE: 1
Requirements and/or Recommendations			

- 1 Ensure all drivers subject to pre-employment, random, reasonable cause, post accident, return to duty, and/or follow-up controlled substance testing are tested as required by Part 382 of the FMCSR.
- 2 Ensure all drivers are fully and properly qualified before operating in interstate commerce. Maintain a complete file for each driver documenting the qualification process.
- 3 Do not allow drivers to drive interstate unless they have been physically re-examined each 24 months.
- 4 Establish a system to control drivers' hours of service. Do not dispatch drivers who don't have adequate hours available to complete assigned trips legally. Do not allow drivers to exceed the 10, 15 and 60/70 hour limits.
- 5 Require all drivers to prepare a written inspection report for each day a vehicle is operated. Ensure each report is signed by the driver, certified and reviewed if defects are reported, then kept in the vehicle for a day.
- 6 Retain copy of roadside inspections for a minimum of 12 months from the date of the inspection.
- 7 This review will result in a Safety Rating.
- 8 This report contains citations of regulations that are deemed serious in nature and could result in penalties against your company and/or your drivers.
- 9 "Notice: Recurring violations of the same or related acute or critical regulations (violations of the same Part in Title 49 of the Code of Federal Regulations) that result in three enforcement actions within a six-year period will cause the maximum penalties allowed by law to be assessed for the third enforcement action."
- 10 If you have any questions concerning this report, please contact the Federal Motor Carrier Safety Administration, 3050 Lake Harbor Lane, Suite 126, Boise, Idaho 83703, (208) - 334-1842.
- 11 Within 15 days, send a letter to our office describing what actions you have taken in response to this review to ensure you are complying with the Federal Motor Carrier Safety Regulations.

RECEIVED BY: 	TITLE: <i>President</i>
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MCS-151/CR CAPRI Version 4.2 PART B - RECOMMENDATIONS Printed: 11/10/2000 5:23 PM

	INTRA-AGENCY NORTHWEST FENCE CO INC	DATE: 11/10/2000
	MEMORANDUM USDOT: 0815916	PAGE: 1
PART C		

Reason for Review: Priority List SafeStat Category = B
Planned Action: Compliance Monitoring

Parts Reviewed Certification (C = Reviewed, N = Not Reviewed)

325	382	383	387	390	391	392	393	395	396	397	398	399	171	172	173	177	178	180
N	C	C	N	C	C	C	C	C	C	N	N	N	N	N	N	N	N	N

<u>Prior Reviews</u>	<u>Prosecutions</u>	<u>Followup</u>	<u>Special Studies</u>
		State	1)

Locator 1: NORTHWESTFENCECOM Locator 2:

Gross Revenue: \$2,600,000 For Year Ending: 12/31/1999

Remarks:

This review was initiated due to the carrier being on the current SafeStat B list. This review was conducted primarily with Matt Foust, Controller, and Kevin Mills, Operations Manager. Kelly Nelson, President, was there for the opening interview and for the close-out. Mr. Nelson signed for this review.

Northwest Fence Co., Inc. is a private carrier whose business is installing commercial and residential fencing. They operate 98% intra-state in and around Coeur d'Alene, ID. The carrier does not have truck-tractor semi-trailer combinations. They operate 7 straight trucks with a GVWR between 11,000 and 22,000 pounds. Their 3 trailers have a GVWR between 6,000 and 14,000 pounds.

382 - Carrier has 4 CDL drivers subject to testing and they belong to A Worksafe Service, Inc consortium. Only one of these drivers was hired in the past 365 days, and he was used to drive prior to receiving negative results. They do not hire drivers. All of their workers were hired as fence installers, if they work out, they may also be used to drive or operate the equipment. They now understand this rule and said that it won't happen again.


383 - CDLs and DL were checked through CDLIS, all ok.

390 - They are a private carrier and have had no DOT accidents.

391 - Their company application did not have equipment or driving history on it. They did not have previous employer information in file. Carrier said they will correct this.

395 - Drivers reviewed were taken from the carrier profile, longer distance and CDL holders. When they would drive inter-state or longer distance, the drivers would prepare a record of duty status and a vehicle inspection report on the back. When they operated local they use a company time sheet but no vehicle inspection report. There were only 7 interstate trips discovered from 150 records sampled for this review period.

396 - Maintenance is done at the truck dealership and the carrier maintains records. All annual inspections were current. They have a board in the back the drivers report vehicle defects on. They said they will start using an inspection report every day for each vehicle used.

	INTRA-AGENCY NORTHWEST FENCE CO INC	DATE: 11/10/2000
	MEMORANDUM USDOT: 0815916	PAGE: 2
PART C		

* - The number of drivers checked for Parts 395 and 396 inter-state and intra-state cites do not equal 5 for sampling. However, only 5 drivers were sampled. Four of these drivers had made an inter-state trip, but also operated intra-state, and their violations were during an intra-state operation.

Principal Reviewer Signature <i>Richard Buckalew</i>	Code No. US0290	Upload Authorized: <u>YES</u> NO Authorized by: <i>DMN</i> Date: <i>11-27-00</i>
Assistant Reviewer Signature	Code No.	Uploaded: <u>YES</u> NO Verified by: <i>QZ</i> Failure Code: Date: <i>11/27/00</i>